

SENATE BILL NO.

Introduced by

Senators Grindberg, C. Nelson

1 A BILL for an Act to amend and reenact section 18-11-26 of the North Dakota Century Code,
2 relating to alternate firefighters relief association plan benefits.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 18-11-26 of the 1999 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **18-11-26. Service pensions - Formulation of optional plan.** With the consent of the
7 governing body of the city involved, and in substitution for a pension payment schedule
8 provided in section 18-11-15, a firefighters relief association may adopt a monthly service
9 pension plan for members of the association as provided in this section.

- 10 1. Retirement date is the first day of the month next following the month in which the
11 member attains the age of fifty-five years.
- 12 2. Retirement benefits for members reaching the retirement date equal an annual
13 amount, payable monthly, comprised of a service benefit that equals two and
14 ~~thirty-three~~ fifty hundredths percent of ~~a first-class firefighter's final~~ salary at the
15 time of the member's retirement multiplied by the number of years of service
16 employment up to a maximum of thirty years. For purposes of this subsection,
17 final salary for a first-class firefighter is the final salary at the time of the member's
18 retirement and for officers or members of higher rank is the average salary for the
19 last five years of employment. As used in this subsection, salary does not include
20 overtime or longevity payments.
- 21 3. Upon termination of employment after completing ten years of eligible employment
22 but before the retirement date, a member is eligible to receive deferred vested
23 retirement benefits payable commencing on the retirement date equal to one
24 hundred percent of the member's accrued benefits.

- 1 4. Members participating in a firefighters relief association paying a monthly service
2 pension to members of the association under this section must serve ten years
3 before they are eligible for a service pension.
- 4 5. A member who, on July 31, 2001, is receiving a monthly service pension under this
5 section is entitled to receive an increase in benefits equal to two percent of the
6 member's present benefits with the increase payable beginning August 1, 2001. A
7 member who, on July 31, 2002, is receiving a monthly service pension under this
8 section is entitled to receive an increase in benefits equal to two percent of the
9 member's present benefits with the increase payable beginning August 1, 2002.